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PATENT

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, Examining Group 3727 at facsimile telephone number (703) 872-9302 on March 8, 2005.

Lisa L. Tucker 3/8/05  
Lisa L. Tucker Date

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Serial No.: 10/083,001  
Filed: February 26, 2002  
Art Unit: 3727  
Examiner: Robin A. Hylton  
Applicant: Jack S. Oh  
Title: CLOSURE AND CONTAINER WITH ANTI-BACKOFF CAPABILITY  
Conf. No. 4285

Cincinnati, Ohio 45202

March 8, 2005

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR § 1.116

Sir:

This is responsive to the final Office Action dated December 27, 2004.

Amendments to the Claims are reflected in the listing of claims which

begins on page 2 of this paper.

Remarks begin on page 16 of this paper.

Adjustment Date: 06/15/2005 SDIRETA1  
03/15/2005 RLLOYD 00000003 233000 10083001  
01 FC:2201 400.00 CR

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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April 12, 2005

Mail Stop 16  
Director of the US Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

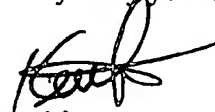
Re: Deposit Account No. 23-3000

Dear Director:

This letter concerns an error which was made on our March, 2005 statement for the above-identified Deposit Account No. 23-3000. There is a \$400.00 charge for independent claims in excess of 20 for Serial No. 10/083,001 (Our Ref.: DPL-19). This charge is in error. An amendment was filed via facsimile on April 8, 2004 and one independent claim was added (and the amount was charged to our deposit account) bringing the total independent claims paid for to 12. On May 7, 2004, a Request for Continued Examination was filed and the amount of \$385.00 was charged to our deposit account for that filing. On October 5, 2004 a Response to an Office Action dated July 20, 2004 was filed. No amendments were made to the claims and, therefore, no fees due. On March 8, 2005, an Amendment was filed in response to the final Office Action dated December 27, 2004. Three independent claims were amended to dependent claims which leaves nine pending independent claims. Therefore, the charge of \$400.00 for independent claims in excess of 20 is an error. Please immediately credit our Deposit Account No. 23-3000 for the above identified charge of \$400.00 to offset this error.

Thank you for your cooperation in this matter.

Very truly yours,

  
Keith R. Haupt

KRH\llt  
K:\DPL\19\request for refund.wpd

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jack S. Oh

Serial No.: 10/083,001

Examiner: Robin Hyrton

Filed: February 26, 2002

Group No.: 3727

For: CLOSURE AND CONTAINER WITH ANTI-BACKOFF CAPABILITY

Mail Stop Non-Fee Amendment (Fee Amendment)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- ☒ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish small entity status.  
☐ Other Than a Small Entity.
- The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addt. Fee	Rate	Addt. Fee
TOTAL	*32	MINUS	**32		x 9	\$	x18	\$
INDEP.	*12	MINUS	***11	1	x43	\$43.00	x86	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+145	\$	+290	\$
					TOTAL FEE	\$43.00	TOTAL FEE	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ No additional fee for claims is required.☒ Total fee for claims required \$ 43.00.

4. Attached is a check in the sum of \$ \_\_\_\_\_.

☒ Please charge my Deposit Account No. 23-3000 in the amount of \$ 43.00. A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
_____ one month	\$ 110.00	\$ 55.00
_____ two months	\$ 420.00	\$ 210.00
_____ three months	\$ 950.00	\$ 475.00
_____ four months	\$1,480.00	\$ 740.00
_____ five months	\$2,010.00	\$1,005.00

Fee: \$ \_\_\_\_\_

\_\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

\_\_\_\_\_ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

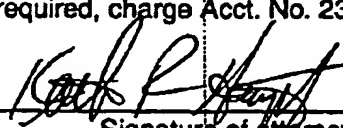
Extension fee due with this request \$ \_\_\_\_\_.

OR (b)

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

☒ If any additional fee for claims or extension is required, charge Acct. No. 23-3000.

2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

  
Signature of Attorney

Keith R. Haupt  
Type name of Attorney

Reg. No. 37,638